IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO. 641 OF 2001

Rajendra Kumar Babulal Gugale. ... Appellant.

Versus.

Vishnu Sadashiv Badade. ... Respondent.

Shri R.S.Alange i/by Shri Vineet B.Naik for the Appellant.

Shri R.K.Saroj i/by Shri S.V.Pitre for the Respondent No.3.

CORAM : ABHAY S. OKA, J.

DATED : 10th March, 2005.

P.C.:

1. The learned Counsel appearing for the Appellant states that the Appeal from Order is not maintainable and therefore, he may be permitted to withdraw the Appeal from Order with liberty to file appropriate proceedings for challenging the impugned Judgment and order.

2. Accordingly the Appeal from order is dismissed as withdrawn with no order as to costs. It will be open for the Appellant to file appropriate proceedings for challenging the impugned Judgment and order.

Judge.